

RESOLUTION NO. 25-1074

A RESOLUTION GRANTING A SPECIAL USE PERMIT FOR A HOMELESS SHELTER FOR SALVATION ARMY FAMILY LODGE SUBJECT, HOWEVER, TO THE STIPULATIONS HEREINAFTER MORE FULLY EXPRESSED.

WHEREAS, Application No. SU25-0002 was filed with the City of Olathe, Kansas, on the 27th day of May 2025; and

WHEREAS, said Application requested that the City Council of the City of Olathe, Kansas, issue a special use permit for Homeless Shelter use on the following described property:

A TRACT OF LAND BEING LOCATED IN THE SOUTHWEST QUARTER OF SECTION 25, TOWNSHIP 13S, RANGE 23E, IN OLATHE, JOHNSON COUNTY, KANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF LOT 8, CORNWALL AND BARTON'S ADDITION TO THE CITY OF OLATHE, A SUBDIVISION IN SAID OLATHE; THENCE SOUTH 2°07'04" EAST, A DISTANCE OF 130.69 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING SOUTH 2°07'02" EAST, A DISTANCE OF 152.31 FEET; THENCE NORTH 87°56'16" EAST, A DISTANCE OF 59.86 FEET; THENCE NORTH 2°05'18" WEST, A DISTANCE OF 152.36 FEET; THENCE SOUTH 87°52'56" WEST, A DISTANCE OF 59.94 FEET TO THE POINT OF BEGINNING. CONTAINING 9,125.14 SQUARE FEET (0.21 ACRES)

AND,

BEGINNING AT THE NORTHWEST CORNER OF LOT 8, CORNWALL AND BARTON'S ADDITION TO THE CITY OF OLATHE, A SUBDIVISION IN THE CITY OF OLATHE, JOHNSON COUNTY, KANSAS; THENCE NORTH 87°56'16" EAST, A DISTANCE OF 259.83 FEET; THENCE SOUTH 02°08'07" EAST, A DISTANCE OF 153.00 FEET; THENCE SOUTH 87°39'29" WEST, A DISTANCE OF 92.95 FEET; THENCE NORTH 02°17'24" WEST, A DISTANCE OF 34.21 FEET; THENCE SOUTH 87°54'37" WEST, A DISTANCE OF 106.88 FEET; THENCE SOUTH 02°05'23"EAST, A DISTANCE OF 11.34 FEET; THENCE SOUTH 87°52'56" WEST, A DISTANCE OF 59.94 FEET; THENCE NORTH 02°07'04" WEST, A DISTANCE OF 130.69 FEET, RETURNING TO THE BEGINNING. CONTAINING 34,831.98 SQUARE FEET (0.80 ACRES); and

WHEREAS, the Property is zoned R-4 and RP-4 Districts; and

WHEREAS, Chapter 18.20 and 18.40, of the Unified Development Ordinance authorizes the establishment of such a use in such zoned area upon the issuance of a special use permit; and

WHEREAS, the Planning Commission and the City Council of the City of Olathe, Kansas, having given the requisite notices by publication and otherwise, and after holding a public hearing on the 28th day of July 2025, and affording a full and fair hearing to all the property owners, generally, and to other interested persons situated in the affected area or in the vicinity thereof; and

WHEREAS, the Planning Commission of the City of Olathe, Kansas, has recommended that the special use permit be granted; and

WHEREAS, the City Council is of the opinion that such special use permit should be granted subject to the conditions set out herein.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF OLATHE, KANSAS:

SECTION ONE: That Application No. SU25-0002 requesting approval of a special use permit for Homeless Shelter use on the previously described Property, which is presently zoned as R-4 and RP-4 Districts is hereby approved.

SECTION TWO: That this special use permit is approved and granted upon the following stipulations and in conformance with Chapter 18.20 and Chapter 18.40 of the Unified Development Ordinance:

1. The special use permit to allow the *Homeless Shelter* use for the Salvation Army Family Lodge is valid for a period of fifteen (15) years following the date of the approved Resolution.
2. The Homeless Shelter use is approved as described in the Statement of Purpose letter submitted by the applicant and included in the agenda packet.

SECTION THREE: That this Resolution shall take effect immediately.

ADOPTED by the City Council this 19th day of August 2025.

SIGNED by the Mayor this 19th day of August 2025.

ATTEST:

Mayor

City Clerk

(Seal)

APPROVED AS TO FORM:

City Attorney